IN AND FOR THE

# Fifth Appellate District

# November 30, 1999

# F032430 People v. Maston

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

# F034197 People v. Brune

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

### F033807 People v. Garcia, Jr.

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

### F029450 People v. Nichols

The September 12, 1997, orders imposing an additional \$200 restitution fine and \$270 fine with penalty assessment are stricken. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

### F031420 People v. Warren

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

#### F032147 People v. Magee

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN AND FOR THE

# Fifth Appellate District

# November 30, 1999

#### F030610 Thomas II v. Maddock et al.

The judgment is affirmed. Wiseman, J.

We concur: Dibiaso, Acting P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

#### F031118 Ciano v. Lombardi et al.

The judgment is affirmed. Wiseman, J.

We concur: Dibiaso, Acting P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

# F032455 People v. Harris

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

### F033820 People v. Hill

No brief having been filed by appellant after notice duly given under rule 17(c) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

### F031137 People V. Wilson

### F032969 In re Gardol Wilson on Habeas Corpus

The judgment is affirmed. Wilson's petition for a writ of habeas corpus is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

### F031127 People v. Guzman

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN AND FOR THE

# Fifth Appellate District

# November 30, 1999

# F030899 People v. Johns

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

# F031419 People v. Salas, Jr.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

# F032756 Osiel G. Garza, a Minor, et al. v. Neumann Farms et al

Pursuant to written stipulation of the parties hereto, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed. Each party to bear their own costs. Remittitur to issue forthwith.

### F029390 People v. Gonzalez

The judgment is affirmed. Vartabedian, J.

We concur: Dibiaso, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

### F032250 In re Sammantha W. et al, Minors.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

#### F032579 People v. Wright

#### F034447 In Re Dean Tully Wright on Habeas Corpus

On its own motion and after notice to the parties, the court orders the captioned matters consolidated for purposes of decision. Etc.

#### F030760 People v. Shoals

Appellant's petition for rehearing filed herein is denied. Etc.

IN AND FOR THE

# Fifth Appellate District

# November 30, 1999

# F029266 People v. Jones

The judgment is reversed. Silveira, Pro Tem J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

# F028984 People v. Garza

# F031159 In re Antonio Garza On Habeas Corpus

The judgment is affirmed. The writ petition is denied. Dibiaso, Acting P.J.

We concur: Wiseman, J.; Silveira, Pro Tem J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

# F034196 Huey T. v. Superior Court, Fresno Co.; Fresno Co. Dept Children & Family Sycs.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

#### F031386 People v. Weldy

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

### F029353 Clift v. Wal-Mart Stores, Inc.

The issues on appeal are deemed waived and the judgment is affirmed. Costs are awarded to respondent. Buckley, J.

We concur: Harris, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]